

GOVERNMENT OF ANDHRA PRADESH

ABSTRACT

Public Servants – Panchayat Raj & Rural Development Department – Allegations of (i) purchase of movable/ immovable properties without obtaining prior permission from the competent authority and (ii) non submission of proforma I to VI statements to the competent authority against Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam - Disciplinary proceedings under Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991–Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 1277.

Dated:03.08.2013.

ORDER:

It is proposed to hold an enquiry against Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam, in accordance with the procedure laid down in Rule 20 of the Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of imputations of misconduct or misbehaviour in respect of which the enquiry is proposed to be held is set out in the enclosed statement of articles of charges (Annexure-I). A statement of the imputations of misconduct or misbehaviour in support of article of charge is enclosed as Annexure-II. A list of witnesses by whom and a list of documents by which the articles of charges are proposed to be sustained are also enclosed as Annexure-III and IV.

3. Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam is directed to submit within ten (10) days of the receipt of this order, a Written statement of defence.

4. Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam is informed that an inquiry will be held only in respect of those article of charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam, is further informed that if he does not submit his written statement of defence on or before the period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Andhra Pradesh Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Attention of Sri G. Venkateshwarlu, the then Executive Engineer, Panchayat Raj, Nizamabad now Executive Engineer, Panchayat Raj, Khammam, is invited to Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964 under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that he is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule 24 of the Andhra Pradesh Civil Services (Conduct) Rules, 1964.

7. The receipt of this order shall be acknowledged forthwith.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

V. NAGI REDDY

PRINCIPAL SECRETARY TO GOVERNMENT (PR)

To

Sri G. Venkateshwarlu, the then Executive Engineer, PR, Nizamabad
now Executive Engineer, PR, Khammam through the Engineer-in-Chief,
Panchayat Raj, Hyderabad.

P.T.O.

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The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(with a request to serve and return the acknowledged copy and W.S.D.)

Copy to:

The Director-General, Anti Corruption Bureau, Hyderabad.

The Secretary to A.P.V.C, Hyderabad.

The PR&RD (Estt.I) Dept.

SF/SCs

// FORWARDED::BY:: ORDER //

SECTION OFFICER

ANNEXURE-I

(Annexure to G.O.Rt.No. 1277 , PR&RD (Vig.I) Dept., dt 03.08.2013)

STATEMENT OF ARTICLES OF CHARGES AGAINST SRI G. VENKATESHWARLU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, NIZAMABAD NOW EXECUTIVE ENGINEER, PANCHAYAT RAJ, KHAMMAM.

Whereas Sri Godalla Venkateshwarlu, joined Government service on 09.01.1986 as Assistant Executive Engineer, Panchayat Raj Department and he worked at various places in Panchayat Raj Department, and got promotion in the year 1994, as Deputy Executive Engineer and he worked at various places in Panchayat Raj Department and he got promotion as Executive Engineer on 06.07.2008 and worked from at O/o. the Executive Engineer, PR, Nizamabd. While working in the above said capacities during the period between 09.01.1986 to 31.10.2009, Sri G. Venkateshwarlu, has committed the following irregularities.

CHARGE-I:

That Sri G. Venkateshwarlu, did not obtain prior permission from the competent authority for acquiring/disposing immovable/movable properties in his name and in the names of his dependant family members.

Hence the charge.

CHARGE-II:

That Sri G. Venkateshwarlu, failed to submit proforma I to VI statements to his superior officers even though he was requested to furnish.

Thus, Sri G. Venkateshwarlu, Executive Engineer, Panchayat Raj Department, Nizamabad by his above mentioned acts has exhibited lack of integrity, lack of devotion to duty and conduct unbecoming of a Government Servant and thereby contravened Rules 3 (1), (2) & 9 (1), (2) & (8) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Hence the charge.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-II

(Annexure to G.O.Rt.No 1277 , PR&RD (Vig.I) Dept., dt.03.08.2013)

STATEMENT OF IMPUTATIONS OF MISCONDUCT OR MISBEHAVIOR IN SUPPORT OF THE ARTICLES OF CHARGES AGAINST SRI G. VENKATESHWARLU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, NIZAMABAD NOW EXECUTIVE ENGINEER, PANCHAYAT RAJ, KHAMMAM.

Sri Godalla Venkateshwarlu, joined Government service on 09.01.1986 as Assistant Executive Engineer, Panchayat Raj Department and he worked at various places in Panchayat Raj Department, and got promotion in the year 1994, as Deputy Executive Engineer and he worked at various places in Panchayat Raj Department and he got promotion as Executive Engineer on 06.07.2008 and worked from at O/o the Executive Engineer, PR, Nizamabd. His date of attaining the age of superannuation is 31.08.2018. He is here-in-after referred to as "Government Servant".

That, the Government Servant, while functioning as Executive Engineer, O/o the Executive Engineer, Panchayat Raj, Nizamabad, a case in Cr.No.24/ACB-CR-1/2009 under section 13(2) r/w 13 (1) (e) of P.C. Act was registered on 30.10.2009, on the allegation of possession of disproportionate assets to the known sources of income and investigated into. During the course of investigation, it was disclosed that during the period between 09.01.1986 to 31.10.2009, Government Servant did not obtain prior permission from the competent authority for acquiring the following immovable properties in his name and in the names of his dependent family members.

PROPERTY PURCHASED IN THE NAME OF GOVERNMENT SERVANT

Sl. No.	Description of Property	Document Nos.	Name of the Property Holder & relation to the A.O.	Value of the property in Rupees.
1	The Govt. Servant purchased H.No.8-7-59/A1, Plot No.533 & 534 Extent 172 Sq.Yards in Sy.No.36 at Raja Rajeswari Colony, Old Bowenpally, Kukatpally Municipality, Hyderabad.	5479/2003 S.R.O. Kukatpally	G.Venkateswarlu (Govt. Servant)	2,39,500.00
2	The Govt. Servant purchased open plot No.8 extent 300 Sq.Yards in Sy.No.136, 140, 141 & 142 of Amenity Phase-II, Shamshabad (V), Shamshabad (Mandal), R.R.Dist.	14602/2004 S.R.O. Shamshabad	G.Venkateswarlu (Govt. Servant)	3,60,000.00
3	The Govt. Servant purchased Agricultural land in Sy. No.232 Extent Ac. 4-10 Guntas, situated at Ranjole (V) of Zaheerabad Mandal, Medak Dist. (1/2 property joint with G. Vijay Kumar)	3796/2007 S.R.O. Zaheerabad	G.Venkateswarlu (Govt. Servant)	85,000.00
4	The Govt. Servant purchased Agricultural land in Sy.No.234/A and 234/B extent Ac. 0-24 Guntas, situated at Ranjole (V) of Zaheerabad Mandal, Medak Dist. (1/2 Property joint with G. Vijay Kumar)	3801/2007 S.R.O. Zaheerabad	G.Venkateswarlu (Govt. Servant)	12,000.00

5	The Govt. Servant purchased Agricultural land in Sy.No.151 Extent Ac.2-00 Guntas, situated at Ranjole (V) of Zaheerabad Mandal, Medak Dist. (1/2 property joint with G. Vijay Kumar)	5672/2007 S.R.O. Zaheerabad	G.Venkateswarlu (Govt. Servant)	50,000.00
6	The Govt. Servant purchased Maruti Wagon-R Car Bearing No.AP29 G.73	2005	G.Venkateswarlu (Govt. Servant)	3,56,296.00
7	The Govt. Servant purchased Honda Activa Bearing No.AP 29 G 5538.	2005	G.Venkateswarlu (Govt. Servant)	36,451.00
8.	The Govt. Servant purchased Bajaj Chetak Bearing No.AP24 A-1494.	1995	G.Venkateswarlu (Govt. Servant)	8,000.00

PROPERTY PURCHASED IN THE NAME OF WIFE OF GOVERNMENT SERVANT

1	The Govt. Servant purchased open plot No.97 Admeasuring 243 Sq. Yards in Sy.Nos.501, 502 and 503 Kapra (V) Keesara (Mandal) R.R.Dist	1887/1989 S.R.O. Moosapet	G. Vaijayanthi (Wife of the Govt. Servant)	17,010.00
2	The Govt. Servant construction G+2 floors house bearing No.1-19-79/97, Ayodyanagar, near Sharadha Theatre, Kapra, Hyderabad. Value of the building is calculated as per D.D. Engineering Evaluation Report.	Year of construction 1994 to 1995	G. Vaijayanthi (Wife of the Govt. Servant)	11,97,000.00
3	Agricultural land in Sy.No.151 Extent Ac. 6-00 Guntas, situated at Ranjole (V) of Zaheerabad Mandal, Medak Dist. (1/2 property joint with G. Vijay Kumar)	5635/2007 S.R.O. Zaheerabad	G. Vaijayanthi (Wife of the Govt. Servant)	1,50,000.00

PROPERTY PURCHASED IN THE NAME OF KUM. G. KEERTHI, DAUGHTER OF GOVERNMENT SERVANT

1	The Govt. Servant purchased open plot No.13 admeasuring 150 Sq. Sq.Yards in Sy.Nos.41 & 51 situated at Nagaram (V) Keesara Mandal, R. R. District.	1878/2008 S.R.O. Keesara	G.Keerthi (Daughter of Govt. Servant)	2,25,000.00
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The Engineer-in-Chief, Administration, Panchayat Raj Department, Red hills, Hyderabad, vide his Lr. G-5-3561/08, dt. 22.10.2009, furnished the information that the Government Servant has not obtained prior permission from the competent while purchasing immovable properties in his name and in the names of his dependents.

That during the course of investigation proformae I to VI statements were forwarded to the Government Servant through the Engineer-in-Chief, Administration, Panchayat Raj Department vide his Lr. Vig.6/10816/09, dt. 08.03.2011, but the Government Servant failed to return the filled in Proformae I to VI statements to his superior officer even though the Engineer-in-Chief, Administration, Panchayat Raj Department requested to give the information in the form of proformae statements I to VI.

Thus, the Government Servant by his above acts has committed grave misconduct in as much as **(i)** he failed to obtain prior permission from the competent authority while purchasing movable/immovable properties in his name and in the names of his dependents and **(ii)** he failed to submit in Proformae I to VI statements to his superior officer even though he was requested to furnish and thereby violated Rules **3** (1), (2) & **9** (1), (2) & (8) of Andhra Pradesh Civil Services (Conduct) Rules, 1964.

Thus, the Government Servant has, therefore, rendered himself liable for regular departmental action for major penalty.

V. NAGI REDDY
PRINCIPAL SECRETARY TO GOVERNMENT (PR)

SECTION OFFICER

ANNEXURE-III

(Annexure to G.O.Rt.No. 1277 , PR&RD (Vig.I) Dept., dt.03.08.2013)

LIST OF WITNESSES BY WHICH THE ARTICLE OF CHARGES ARE PROPOSED TO BE SUSTAINED AGAINST SRI G. VENKATESHWARLU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, NIZAMABAD NOW EXECUTIVE ENGINEER, PANCHAYAT RAJ, KHAMMAM.

Sl. No.	Name and address of the witness	Type of evidence.
1	Sri B. Subrahmanyam s/o. B.V.S. Satyanarayana, Office Superintendent O/o. the Director of Mines & Geology, B.R.K.R. Bhavan Hyderabad R/o. H.No.597/C, S.K.D.V. Nagar, Vanasthalipuram, Hyderabad.	To speak to the fact of his presence as mediator for inventory proceedings drafted at the house and Locker No.71 of Andhra Bank Netaji Nagar Branch, Hyderabad, of the Government Servant.
2	Sri K. Chandra Shekhar S/o. Suguna Rao, Sr. Assistant O/o. the Directro of Mines & Geology, B.R.K.R. Bhavan, Hyderabad, R/o. Vignan Boys Hostel, Abids, Hyderabad.	-do-
3	The SRO Moosapet, Ranga Reddy District.	To speak to the fact of furnishing certified copies of document Nos. 1887/1989, of the Sub-Registrar, Moosapet, Hyderabad.
4	The Deputy Director (Engineering) Anti-Corruption Bureau, Hyderabad.	To speak about evaluation of house of the Government Servant.
5	The Dy. Commissioner, GHMC, Kapra Circle, Hyderabad.	To speak about fact of furnished accorded permission for construction of house.
6	The Manager, HDFC Bank, Hyderguda Road, Basheerbagh, Hyderabad.	To speak to the fact of furnishing statement of house loan account in respect of Govt. servant towards house construction.
7	The Sub-Registrar, Kukatpally, R.R.Dist	To speak to the fact of furnishing certified copies of document No. 5479/2003 dt.11.08.2003.
8	The Sub-Registrar, Shamshabad, R.R.Dist	To speak to the fact of furnishing certified copy of document No.14602/2006 dt.23.11.2006.
9	The Sub-Registrar, Keesara, R.R.Dist	To speak to the fact of furnishing certified copy of document No.1878/2006 dt.12.03.2008.
10	The Sub-Registrar, Zaheerabad, Medak Dist.	To speak to the fact of furnishing certified copy of document Nos.5635/2007 on 21.09.2007, 3796/2007, dt.21.06.2007, 3801/2007, dt.21.06.2007 and 5672/2007, dt.24.09.2007.
11	The Authorized Signatory from Saboo RKS Motor Pvt. Ltd., Saboo Towers, Rajbhavan Road, Somajiguda, Hyderabad.	To speak to the fact of furnishing purchase of Muruti Wagon-R car bearing No.AP 29 G-73.
12	The Authorized Signatory ICICI Bank Limited, Navaketan Complex, Secunderabad.	To speak to the fact of furnishing car loan and bike loan accounts statements vide loan A/c. Nos.LAHYD00003246104 & A/c.No.LTHYD00003580393.
13	The Regional Transport Officer, R.R. District (East) Uppal, R.R.District	To speak to the fact of furnishing car and bike owner ship details.
14	The authorized signatory from fortune motor private limited, M.G. Road, Secunderabad.	To speak to the fact of furnishing purchase of Honda active Bike AP 29 G 5538 bearing No.AP 29 G-73.
15	The Motor Vehicle Inspector, Bhongir, Nalgonda Dist.	To speak to the fact of furnishing Bajaj Chetak Scooter Owner ship details.

16	The Engineer-in-Chief (Panchayat Raj), Department, Erramanzil Colony, Hyderabad.	To speak about the fact of furnishing towards APRs, permission purchase of property and proforma I to VI statements
17	Sri M. Shankar, formerly Inspector of Police, Anti-Corruption Bureau, City Range-I, Hyderabad.	Investigation Officer, Speaks about registration of F.I.R. searches conducted at various places, details about Assets, Income, Expenditures.

V. NAGI REDDY
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ANNEXURE-IV

(Annexure to G.O.Rt.No. 1277 , PR&RD (Vig.I) Dept., dt.03.08.2013)

LIST OF DOCUMENTS BY WHICH THE ARTICLES OF CHARGES ARE PROPOSED TO BE SUSTAINED AGAINST SRI G. VENKATESHWARLU, THE THEN EXECUTIVE ENGINEER, PANCHAYAT RAJ, NIZAMABAD NOW EXECUTIVE ENGINEER, PANCHAYAT RAJ, KHAMMAM.

1	Inventory proceedings drafted on 30.09.2009 in the house of the Government Servant.
2	Registered Sale Deed Vide Document No.1887/1989, of the Sub-Registrar, Moosapet, Hyderabad vide Lr. No.08/RK/OB/2010, dt.11.01.2010.
3	Letter No.24/ACB-CR-1/DEE (Engg.)/2009, dt.07.04.2010 of the Deputy Director (Engineering) Anti-Corruption Bureau, Hyderabad.
4	Letter No. Nil, dated 04.02.2010 of the Manager, HDFC Bank, Hyderabad.
5	Registered Sale Deed vide Document No.5479/2003 dt.11.08.2003, of the Sub-Registrar, Kukatpally, Hyderabad vide Lr. No.385/2009 dt.17.12.2009.
6	Registered Sale Deed vide Document No.14602/2006, dt.23.11.2006, of the Sub-Registrar, Shamshabad, R.R.District, vide Lr. No.252/2009, dt:16.12.2009.
7	Registered Sale Deed vide Document No.1878/2008, dt.12.03.2008, of the Sub-Registrar, Keesara, R. R.District, vide Lr. No.134/2009, dt:10.12.2009.
8	Attested copy of Document Nos. 5635/2007, on 21.09.2007, 3796/2007, dt.21.06.2007, 3801/2007, dt.21.06.2007 and 5672/2007, dt.24.09.2007 of the Sub-Rgistrar, Zaheerabad, Medak District.
9	Letter No.Nil, dated.11.02.2010, of the authorized signatory for Saboo RKS Motors, pvt. Ltd. saboo Towers, Rajbhavan Road, somajiguda, Hyderabad.
10	Letter No.Nil, date 08.02.2010, copy of registration certificate of the vehicle car No. AP 29 G-73, furnished by the Motor Vehicle Inspector, Bhongir, Nalgonda District.
11	Letter No. Nil, dated 12.02.2010, of the Authorized Signatory ICICI Bank Limited, Navaketan Complex, Secunderabad.
12	Letter No. Nil, date 08.02.2010, of the authorized signatory form Fortune Motor Private Limited, M.G. Road, Secunderabad.
13	Letter No.Nil, date 08.02.2010 copy of Registration Certificate of the vehicle Honda active No. AP 29 G 5538, furnished by the Regional Transport Officer, R.R. Dist (East) Uppal , Hyderabad.
14	Letter No. Nil, dated 12.02.2010, of the Authorized signatory ICICI Bank Limited, Navaketan Complex, Secunderabad.
15	Letter No.01/BGR/2010, dt.26.04.2010, copy of Registration Certificate of the vehicle Bajaj Chetak Scooter No. AP-24A-1494, furnished by the Regional Transport Officer, R.R. Dist (East) Uppal, Hyderabad.
16	Lr. No.G-5-3561/08, dated.22.10.2009 & of the Engineer-in-Chief (Panchayat Raj) Department, Erram Manzil Colony, Hyderabad.
17	Any other document will be produced, if necessary at the time of regular enquiry.

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